IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.672 OF 2006
IN
APPEAL FROM ORDER NO.50 OF 2006

Mr.Sadhu Baul Das. ..Applicant.

V/s.

LIC Housing Finance Ltd.& Anr. ..Respondents.

Mr.Patki i/b. M/s.Joseph & Associates for applicant.

Ms. C. Nanavaty i/b. M/s.Mannadiar & Co. for respondent No.2.

CORAM: A.M.KHANWILKAR,J

DATE : JULY 20, 2006.

P.C. :

1. For the reasons mentioned in the application, as the matter has been dismissed on account of default of the advocate and litigant should suffer for the mistake of advocate, in the interest of justice application is allowed in terms of prayer clause (a).

2. Accordingly, restored appeal from order be placed for hearing. As parties are agreed that the appeal be taken up for hearing in due course, office to list the appeal from order as per its turn ignoring earlier order of expediting the hearing.